



08-13-02

#14 DA C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 13438US01)

In The Application Of:

Wakayama et al.

Serial No.: 09/456,230

Filed: December 7, 1999

Examiner: Quan Tra

Group Art Unit: 2816

For: LOW JITTER HIGH PHASE  
RESOLUTION PLL-BASED  
TIMING RECOVERY SYSTEM

EXPRESS MAIL NO. EL567275941US

Date: August 12, 2002

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OFFICE OF PETITIONS

**CONTINGENT PETITION TO REVIVE**  
**UNINTENTIONALLY ABANDONED APPLICATION**  
**(37 C.F.R. 1.137(b))**

Assistant Commissioner for Patents  
Washington, D.C. 20231

09/12/2002 AKELLEY 00000042 130017 09456230

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Applicant understands from the Examiner that the above-identified application is not abandoned and that the Office is not mailing an notice that this case is or will be abandoned. Nevertheless, in the event this application is or will be abandoned, Applicant respectfully petitions pursuant to 37 C.F.R. 1.137(b) to revive the above-identified application. Applicant is submitting herewith (1) a Request for Continued Examination Pursuant to 37 C.F.R. §1.114 ("RCE"), and (2) a copy of Applicant's Response (to the July 13, 2001 Office Action) and the Request for a Three Month Extension of Time, both filed by Applicant on January 9, 2002. Applicant authorizes the Commissioner to charge, if necessary, the petition fee set forth in 37 C.F.R. 1.17(m) to the deposit account of McAndrews, Held & Malloy, Ltd., Account No. 13-0017. The enclosed RCE also includes an authorization to charge the RCE fee set forth in 37 C.F.R. 1.17(e) to the same deposit account. Applicant hereby states that the entire delay in submitting the enclosed RCE from the date Applicant's response was due until the filing of this Petition was unintentional.

In the event this application is or will be abandoned, Applicant respectfully requests that this Petition be granted.

Applicant hereby authorizes the Commissioner to charge any other fees required by this submission to the deposit account of McAndrews, Held & Malloy, Ltd., Account No. 13-0017.

Respectfully submitted,

Dated: August 12, 2002

By:   
Christopher C. Winslade  
Reg. No. 36,308

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